



राजपत्र, हिमाचल प्रदेश

(असाधारण)

हिमाचल प्रदेश राज्य शासन द्वारा प्रकाशित

शिमला, सोमवार, 11 जून, 2007/21 ज्येष्ठ, 1929

हिमाचल प्रदेश सरकार

आवकारी एवं कराधान विभाग

अधिमूचना

शिमला-171009, 29 मई, 2007

संख्या 7-304/2006-ई० एक्स० एन०-12122-70.—प्रथम नवम्बर, 1966 से ठीक पूर्व हिमाचल प्रदेश में समाविष्ट क्षेत्रों तथा पंजाब पुनर्गठन अधिनियम, 1966 (1966 का 31) की धारा 5 के अधीन हिमाचल प्रदेश में जोड़े गए क्षेत्रों में यथा प्रवृत्त पंजाब ऐक्साइज ऐक्ट, 1914 (1914 का 1) की धारा 59 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए तथा उक्त अधिनियम की धारा 9 के अधीन और इसके साथ पार्टन हिमाचल प्रदेश (ऐक्साइज पावर एण्ड अपील) आर्डरज, 1965, द्वारा मुझ में निहित विस्तारयुक्त (आवकारी) की शक्तियों का प्रयोग करते हुए, मैं, एस० के० बी० एस० नेगी, आवकारी एवं कराधान आयुक्त, हिमाचल प्रदेश

एतद्वारा हिमाचल प्रदेश निकर लाईसेंस रूलज, 1986 (जिन्हें यहाँ इसके पश्चात् "उक्त रूलज" कहा गया है) में तुरन्त प्रभाव से और संशोधन करता हूँ :—

संशोधन

In the said rules :—

1. In the existing rules 1 :—

(i) The entry L-1-BB is substituted by the following, namely :—

"L-1-BB Wholesale vend of imported foreign liquor from outside India to L-1 and L-2 vend only."	Fixed fee	Financial Commissioner.	Financial Commissioner.
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(iii) In column No. 1 of rule 15 after the word, sign and figure L-1-B and before the word, sign and figure L-1C the word sign and figure L-1BB shall be inserted.

2. The sub-rule 1-BB of the rule 38 shall be substituted by the following, namely :—

"1-BB. A license in from L-1BB for wholesale of imported foreign liquor to L-1 and L-2 vends only :—

(d) The licensee shall function as stockists in respect of the liquor imported from outside India (Bottled in Origin).

(e) Condition (c) and (d) for license in form L-1-B shall apply mutatis mutandis.

(f) The licensee shall sell imported foreign liquor only in sealed and capped bottles or sealed containers, as the case may be; to L-1 and L-2 vends only.

3. Sub-clause (e) of sub-rule (3) of rule 38 shall be substituted by the following, namely :—

"(e) The licensee shall obtain his supplies of liquor from either of the two nearest L-2 vends owned by the different owners in urban area and either of the two nearest L-14 and L-14A vends owned by different owners in rural areas out of duty paid stocks. However, if the brands required by the licensee are not available with the L-2, L-14 and L-14A vends of the said area, the Asstt. Excise and Taxation Commissioner or the Excise and Taxation Officer incharge of the District may allow the supply of such brands from the L-1 where such brands are available subject to payment of assessed fee prescribed under the rule."

4. In Rule 35 the sub clause (c) of sub rule (10) shall be substituted by the following, namely :—

"The additional quota upto the 25% of Minimum Guaranteed Quota in respect of Country Liquor and IMFL may be sanctioned at the rate of 25% of the prescribed license fee and beyond 25% to 50% at the rate of 50% of the prescribed license fee and above 50% at the rate of full license fee. The additional quota may be sanctioned by the Excise and Taxation Commissioner during the financial year subject to payment of license fee and lifting of minimum Guaranteed Quota upto the corresponding month for which additional quota is being sanctioned".

5. In Schedule "A" appended to the said rules, sub-item (iii) of item appearing at S. No. 3 shall be substituted by the following, namely :—

“(iii) L-1-BB (Wholesale vend of imported foreign liquor)”.

“(iii) Rs. 23/- per proof litre subject to Mini num of Rs. 25,000/- Per Annum.”

आदेश द्वारा,

हस्ताक्षरित/

आबकारी एवं कराधान आयुक्त ।

[Authoritative English text of Excise and Taxation Department Notification No. 7-304/2006-EXN-12122-70, dated 29-5-2007 as required under Article 348(3) of the Constitution of India]

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION

Shimla-171009, the 29th May, 2007

No. 7-304/2006-EXN-12122-70.—In exercise of the powers conferred by section 59 of the Punjab Excise Act, 1914 (1 of 1914), as in force in the areas comprised in Himachal Pradesh immediately before 1st November, 1966 and the territories transferred to Himachal Pradesh under section 5 of the Punjab Re-organisation Act, 1966 (31 of 1966) and by virtue of the powers of the financial Commissioner, conferred on me under section 2 of the said Act, read with the Himachal Pradesh (Excise Power and Appeal) Orders, 1965, I, S. K. B. S. Negi, Excise and Taxation Commissioner, Himachal Pradesh hereby make the following further amendments in the Himachal Pradesh Liquor License Rules, 1986 (hereinafter called the 'said rules'), as amended from time to time w. e. f. 1-4-2007 :—

AMENDMENT

In the said rules :—

1. In the existing rule 1 :—

- (i) The entry L-1-BB is substituted by the following, namely :—

“L-1-BB Wholesale vend of imported foreign liquor from outside India to L-1 and L-2 vend only.”	Fixed fee	Financial Commissioner.	Financial Commissioner.
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- (ii) In column No. 1 of rule 15 after the word, sign and figure L-1-B and before the word, sign and figure L-1-C the word, sign and figure L-1-BB shall be inserted.

2. The sub-rule 1-BB of rule 38 shall be substituted by the following, namely :—

“1-BB. A license in from L-1BB for wholesale of imported foreign liquor to L-1 and L-2 vends only :—

- (a) The licensee shall function as stockist in respect of the liquor imported from outside India (Bottled in Origin).

- (b) Condition (c) and (d) for license in form L-1-B shall apply mutatis mutandis.
- (c) The licensee shall sell imported foreign liquor only in sealed and capsuled bottles or sealed containers as the case may be; to L-1 and L-2 vends only.
3. Sub-clause (c) of sub-rule (3) of rule 38 shall be substituted by the following, namely :—
- “(c) The licensee shall obtain his supplies of liquor from either of the two nearest L-2 vends owned by the different owners in urban area and either of the two nearest L-14 and L-14A vends owned by different owners in rural areas out of duty paid stocks. However, if the brands required by the licensee are not available with the L-2, L-14, and L-14-A vends of the said area, the Asstt. Excise and Taxation Commissioner or the Excise and Taxation Officer incharge of the District may allow the supply of such brands from the L-1 where such brands are available subject to payment of assessed fee prescribed under the rule.”
4. In Rule 35 the sub-clause (c) of sub-rule (10) shall be substituted by the following, namely :—
- “The additional quota upto 25% of the Minimum Guaranteed Quota in respect of Country Liquor and IMIL may be sanctioned at the rate of 25% of the prescribed license fee and beyond 25% to 50% at the rate of 50% of the prescribed license fee and above 50% at the rate of full license fee. The additional quota may be sanctioned by the Excise and Taxation Commissioner during the financial year subject to payment of license fee and lifting of Minimum Guaranteed Quota upto the corresponding month for which additional quota is being sanctioned.”
5. In Schedule “A” appended to the said rules, sub item (iii) of item appearing at S. No. 3 shall be substituted by the following, namely :—
- “(iii) L-1-BB (Wholesale vend of “(iii) Rs. 23/- per proof litre subject to imported foreign liquor).” Minimum of Rs. 25,000/- Per Annum.

By order,

Sd/-

Excise and Taxation Commissioner.